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PTO/SB/21 (09-04)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/731790-Conf. #4910
		Filing Date	December 9, 2003
		First Named Inventor	Michael Kilian
		Art Unit	N/A
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	5	Attorney Docket Number	E0295.70190US00

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<input type="checkbox"/> Return Receipt Postcard
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	WOLF, GREENFIELD & SACKS, P.C.		
Signature			
Printed name	Richard F. Giunta		
Date	April 26, 2006	Reg. No.	36,149

Certificate of Mailing Under 37 CFR 1.8(a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: April 27, 2006

Signature:  (Eileen MacKenzie)



DOCKET NO.: E0295.70190US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael Kilian, et al.
Serial No.: 10/731790
Confirmation No.: 4910
Filed: December 9, 2003
For: METHOD AND APPARATUS FOR DATA RETENTION
IN A STORAGE SYSTEM

Examiner: Not yet assigned
Art Unit: 2121

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to MAIL STOP Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 27th day of April, 2006.

Eileen MacKenzie
Eileen MacKenzie

MAIL STOP Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing of a first Office action on the merits in the above-identified case. No fee or certification is required.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified PTO/SB/08). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

The Applicant would like to bring to the Examiner's attention the following co-pending applications that may contain subject matter related to this application:

<u>Serial No.</u>	<u>Filing Date</u>	<u>Atty. Docket No.</u>	<u>Inventor(s)</u>
10/761826	01/21/04	E0295.70200US00	Stephen J. Todd, et al.
10/762036	01/21/04	E0295.70201US00	Stephen J. Todd, et al.
10/762043	01/21/04	E0295.70202US00	Stephen J. Todd, et al.
10/762044	01/21/04	E0295.70195US00	Stephen J. Todd, et al.
10/910985	08/04/04	E0295.70208US00	Stephen J. Todd, et al.
10/911248	08/44/04	E0295.70212US00	Stephen J. Todd, et al.
10/911330	08/04/04	E0295.70211US00	Stephen J. Todd, et al.
11/022077	12/23/04	E0295.70229US00	Stephen J. Todd, et al.
11/034737	01/12/05	E0295.70238US00	Stephen J. Todd, et al.

Several of the above-referenced applications include subject matter that may be related to the present application, and some share a specification with the present application. The examiners handling the other applications have been or will be searching for relevant prior art, and in some circumstances may be taking positions about which art shows features that are similar to at least some of the features recited in the claims of the present application. Therefore, the Examiner is invited to review the file histories of the above-referenced applications to see whether there is any information that the Examiner believes may be relevant. In this respect, it is assumed that the Examiner has access to each of those files. However, if the Examiner would like any information about any of those pending applications, Applicants would be happy to provide it.

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 (modified PTO/SB/08) be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

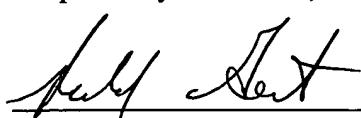
By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his or her own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By:


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Docket No.: E0295.70190US00
Date: April 26, 2006



INFORMATION DISCLOSURE STATEMENT BY APPLICANT <small>FORM PTO/SB/08-A and B (modified PTO/SB/08)</small>				APPLICATION NO.: 10/731790	ATTY. DOCKET NO.: E0295.70190US00
				FILING DATE: December 9, 2003	CONFIRMATION NO.: 4910
				APPLICANT: Michael Kilian, et al.	
				GROUP ART UNIT: 2121	EXAMINER: Not yet assigned
Sheet 1 of 1					

U.S. PATENT DOCUMENTS

Examiner's Initials #	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or Issue of Cited Document MM-DD-YYYY
		Number	Kind Code		
		6,807,632	B1	Carpentier, et al.	10/19/04
		2005/0055518	A1	Hochberg et al.	03/10/05

FOREIGN PATENT DOCUMENTS

Examiner's Initials #	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Translation (Y/N)
		Office/Country	Number	Kind Code			

OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials #	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.